GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD – Allegations against Sri M. Sankaracharyulu, A.E., PR of Zone-IV (who was deemed to retire from the service w.e.f 30-6-2016 AN), as he has tamper his date of birth in his service register as 01-07-1960 instead of 01-07-1956, and cheated the Govt. and caused loss to the Govt. exchequer – Disciplinary proceedings under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 read with Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 288 **Dated: 02-06-2020.**

Read:

G.O.Ms.No.628 PR & RD (Vig.II) Dept., dated:01-06-2020.

<o>

ORDER:

In pursuance of the sanction accorded in the reference read above, under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN vide Progs.of Engineer-in-Chief (PR) No.Ser.IV(3)/0662/2020-02, dt:29-1-2020), in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN), is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN), is informed that an enquiry will be held only in respect of article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN vide Progs. of Engineer-in-Chief (PR) No.Ser.IV(3)/0662/2020-02, dt:29-1-2020) is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Attention of Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN), is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV (who was deemed to retire from the service w.e.f 30-06-2016 AN), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
Sri M. Sankaracharyulu, formerly Assistant Engineer, PR of Zone-IV
(who was deemed to retire from the service w.e.f 30-06-2016 AN) through the Engineer-in-Chief, Panchayat Raj, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Vijayawada.
(in duplicate with a request to serve and return the dated acknowledgement copy)
Copy to:
The Secretary to Vigilance Commissioner, APVC, Velagapudi, Amaravathi.
The PR&RD (Estt.I) Department.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No. 288 PR&RD (Vig.II) Dept., Dated: -06-2020)

STATEMENT OF ARTICLE OF CHARGES AGAINST SRI M. SANKARACHARYULU, FORMERLY ASSISTANT ENGINEER, RETIRED ON 30-06-2016, WHILE WORKING IN MPP, CHINNAMANDEM, YSR KADAPA DISTRICT.

CHARGE:

That Sri M. Sankaracharyulu, while working as Assistant Engineer, MPP Chinnamandem, Y.S.R. Kadapa District (who was deemed to retire from service w.e.f 30-06-2016 AN vide Progs.of Engineer-in-Chief (PR) No.Ser.IV(3)/0662/2020-02, dt:29-1-2020) has submitted fake Transfer Certificate No.004096, Dated:05-11-2019 and tamper his date of birth in his Service Register as 01-07-1960 instead of 01-07-1956, and cheated the Government and therefore loss caused to the Govt. exchequer in there by he acted in a manner which is unbecoming on part of Government servant and in contravention of APCS(Conduct Rules), 1964, Rules. Thus, he violated the Rule 3 of A.P.C.S(Conduct)Rules,1964.

BASIS:

The Superintending Engineer, PR, Kadapa, vide Lr.No.SA2/908/MSC/MEO/2019, dt:25-01-2020, has submitted that, the Executive Engineer, PRI Division, Kadapa has reported that, there is a discrepancy in date of birth entry in the Service Register of Sri M. Sankaracharyulu, Assistant Engineer, Mandal Engineering Officer, MPP, Chinnamandem, Kadapa District has been observed and therefore instructed the individual, to submit his original date of birth proof to his office. In turn, Sri M. Sankarachayulu, Assistant Engineer has submitted copy of transfer certificate, dated: 05-11-2019 to the O/o Executive Engineer, PRI Division, Kadapa.

Later, the Executive Engineer, PRI Division, Kadapa has deputed Sri M. Ramamohan Reddy, Senior Assistant, O/o EE, PRI, Kadapa to the S.E.S.D.MHC School, Eluru for confirmation of genuineness of the transfer certificate submitted by Sri M. Sankaracharyulu, Assistant Engineer. In turn, the Head Master, S.E.S.D.MHC School, Eluru ha confirmed that, the certificate was not issued by the Head Master and hence, that the certificate submitted by Sri M. Sankaracharyulu, Assistant Engineer, PR is fake and the Superintending Engineer, PR, Kadapa has requested to take necessary action in the matter.

Further, vide Engineer-in-Chief, PR, Vijayawada, Express Memo.No.Vig.4/662/2020, Dt:27-01-2020, the Superintending Engineer, PR, Kadapa was directed to obtain relevant proof of actual date of birth from the School/Education Department, in which, Sri M. Sankaracharyulu, Assistant Engineer, PR studied, by deputing the concerned Official and submit a detailed report through the Special Messenger, since the tampering/alteration of date of birth in official record is a serious crime.

In turn, the Superintending Engineer, PR, Kadapa has submitted a detailed report vide Lr.No.SA2/908/MSC/MEO/2019, dated:28-01-2020 as follows:

Sri M. Sankaracharyulu, Assistant Engineer, PR, Mandal Engineering Officer, MPP, Chinnamandem, YSR Kadapa District, was admitted in S.E.S.D.M.C.High School, Eluru, vide Admission No.5155 on 25-06-1968 in VII th Class and studied VIII th, IX th & X th classes during the years 1968-69, 1969-70 and 1970-71 and Transfer Certificate issued vide T.C.No.313204, Dt:05-10-1971 and his date of birth is 01-07-1956. Further, the Executive Engineer, PRI Division, Kadapa, has also confirmed that the Certificate submitted by Sri M. Sankaracharyulu, Mandal Engineering Officer, MPP, Chinnamandem, YSR Kadapa District is fake. Further, the date of birth of Sri M. Sankaracharyulu,

Assistant Engineer, PR is entered as 01-07-1960 in his Service Register and now the concerned School Head Master has confirmed that, Sri M. Sankaracharyulu, Assistant Engineer, PR date of birth as per School Records is 01-07-1956 and it is clearly evident that, the date of birth of Sri M. Sankaracharyulu, Assistant Engineer, PR is tampered as 01-07-1960 which is a "Serious Criminal Offense". Therefore, the Superintending Engineer, PR, Kadapa has requested to take necessary Criminal/Disciplinary action against Sri M. Sankaracharyulu, Assistant Engineer, PR.

Thus , it is clearly evident that, Sri M. Sankaracharyulu, Assistant Engineer has submitted fake certificate to the Executive Engineer , PRI Division, Kadapa and as per the Head Master, S.E.S.D.M.C.High School, Eluru, the actual date of birth of Sri M. Sankaracharyulu is 01-07-1956 and recorded in the Service Register as 01-07-1960 and thus the date of birth is tampered. Tampering of date of birth in the Service Register is a serious crime.

Thus, the Accused Officer had submitted false/fake certificate to the Department and also tampered his date of birth in his Service Register for his personal gain. Thus, he violated the APCS (CCA) Rules and caused the loss to the Govt. exchequer.

Hence, the Charge.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER

ANNEXURE-II

(Annexure to G.O.Rt.No. 288 PR&RD (Vig.II) Dept., Dt:02 -06-2020)

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI M. SANKARACHARYULU, ASSISTANT ENGINEER, RETIRED ON 30-06-2016,WHILE WORKING IN Y.S.R. KADAPA DISTRICT.

Superintending Engineer, PR, Kadapa Letter No. SA2/ 908/MSC/MEO/2019, Dated:28-01-2020.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER

ANNEXURE-III

(Annexure to G.O.Rt.No. 288 PR&RD (Vig.II) Dept., dt:02-06-2020)

LIST OF WITNESSES BY WHICH THEARTICLES OF CHARGES FRAMED AGAINST SRI M. SANKARACHARYULU, ASSISTANT ENGINEER, RETIRED ON 30-06-2016,WHILE WORKING IN Y.S.R. KADAPA DISTRICT.

- NIL –

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

SECTION OFFICER